

Gregory H. King
Nevada Bar No. 7777
ghk@paynefears.com
Sarah J. Odia
Nevada Bar No. 11053
sjo@paynefears.com
PAYNE & FEARS LLP
6385 S. Rainbow Blvd, Suite 220
Las Vegas, NV 89118
Telephone: (702) 851-0300
Facsimile: (702) 851-0315

Attorneys for Defendants and Third-Party Plaintiffs
U.S. HOME CORPORATION
and GREYSTONE NEVADA, LLC

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

BRITTANY & ANTHONY LOPEZ, Husband
and Wife; PAULA EARL-MCCONICO &
WILLIE MCCONICO, Husband and Wife;
MARTIN & VERONICA FREEMAN,
Husband and Wife; TIMMY LE & NGUYEN
TRINH, Husband and Wife; GERDA
PIERROT; SHAWN YBARRA; SHELBY
MCEVOY & KENNETH PFEIFER, Husband
and Wife; PABLO ECHEVARRIA &
PATREASE ASHLEY, Husband and Wife;
NICHOLAS SPELDRICH & MARYANN
UNDIS; SHUREN ZHANG & PING YUE,
Husband and Wife; ROBYN COOPER;
LINDA YARBROUGH; SOON LEWIS;
NICOLE JENKINS; MATTHEW BACHMAN
& TIMOTHY THOMPSON; STEVE
FELDMAN; JENNIFER DURHAM;
JENNIFER HOUGHLAND; SETH &
KRISTAL MACKERT, Husband and Wife;
LILLIE A BANKS; NATHAN & KYLEE
REEDER; DEREK BAO & NICOLE
SHINAVER, Husband and Wife; JEROME A
REYES; PAUL E. MELENDEZ; SCOTT &
HOLLY WORTLEY, Husband and Wife,

Plaintiffs,

v.

U.S. HOME CORPORATION AND
GREYSTONE NEVADA, LLC; and DOES 1
through 100, inclusive,

Defendants.

Case No. 2:16-cv-01754-RFB-CWH

**STIPULATION/ JOINT MOTION TO
DISMISS THIRD-PARTY COMPLAINT
AGAINST THIRD-PARTY DEFENDANT
SIERRA AIR CONDITIONING, INC.
WITH PREJUDICE**

U.S. HOME CORPORATION AND
GREYSTONE NEVADA, LLC,

Third-Party Plaintiffs.

v.

THE A.C. HOUSTON LUMBER
COMPANY, a Nevada corporation;
AMERICAN ASPHALT & GRADING
COMPANY, a Nevada corporation, RCR
PLUMBING AND MECHANICAL, INC., a
California corporation; ATRIUM DOOR AND
WINDOW COMPANY – WEST COAST, a
Delaware Corporation; ATRIUM DOOR AND
WINDOW COMPANY OF ARIZONA, a
Delaware corporation; ALLARD
ENTERPRISES, INC. dba AR IRON, a
Nevada corporation; BEE-LURE PAINTING,
a Nevada close corporation; BANKER
INSULATION, INC., an Arizona corporation;
BRASS2COPPER MECHANICAL, INC., a
Nevada corporation; BURNHAM PAINTING
& DRYWALL CORP., a Nevada close-
corporation; CBC FRAMING, INC., a
California corporation; C CONSTRUCTION,
INC., a Delaware corporation;
SELECTBUILD CORPORATION, INC., a
Delaware corporation; CAMPBELL
CONCRETE OF NEVADA, INC., a Nevada
corporation; FLOORS-N-MORE, LLC dba
CARPETS-N-MORE, a Nevada limited-
liability company; CHICAGO PAINTING,
INC., a Nevada corporation; CONCRETE
SERVICES, INC., a Nevada corporation;
CONTRACT DÉCOR, INC., an Oklahoma
corporation; COOPER ROOFING CO.; a
Nevada corporation; COOPER ROOFING
CO., INC., a Nevada corporation; LUKESTAR
CORPORATION dba CHAMPION
MASONRY, a Nevada corporation; CUSTOM
HEARTH DISTRIBUTORS, INC., a Nevada
corporation; DAWN FRAMING, INC., a
Nevada corporation; CIRCLE S
DEVELOPMENT CORPORATION dba
DECK SYSTEMS NEVADA, a Nevada
corporation; DISTINCTIVE MARBLE, INC.,
an Arizona corporation; DOUBLE A
ELECTRIC, LLC, a Nevada limited-liability
company; DRI RESIDENTIAL
CORPORATION – NEVADA, a Nevada
corporation; DRI RESIDENTIAL
CORPORATION, a California corporation;
EAGLE PLASTERING, INC. fka
SUNDANCE PLASTERING, a Nevada

PAYNE & FEARS LLP

ATTORNEYS AT LAW
6385 S. RAINBOW BLVD., SUITE 220
LAS VEGAS, NEVADA 89118
(702) 851-0300

1 corporation; EXECUTIVE PLASTERING,
2 INC., a Nevada corporation; EXECUTIVE
3 PLUMBING, INC., a Nevada corporation;
4 EXTREME CONCRETE, LLC, a Nevada
5 limited-liability company; TRUE TEAM
6 PARTNER, LLC dba GALE BUILDING
7 PRODUCTS, a Nevada limited-liability
8 company; GENERAL ELECTRIC
9 COMPANY, a New York corporation;
10 HARRISON DOOR COMPANY, a Nevada
11 corporation; HOUSTON-STAFFORD
12 ELECTRIC, INC., a Texas corporation;
13 HOUSTON-STAFFORD ELECTRICAL
14 CONTRACTORS LIMITED PARTNERSHIP,
15 a Texas limited partnership; INFINITY
16 BUILDING PRODUCTS, LLC, an Arizona
17 limited-liability company; HUTCHINS
18 DRYWALL, INC., a Nevada corporation;
19 INTERSTATE PLUMBING & AIR
20 CONDITIONING, LLC, a Nevada limited-
21 liability company; JAYAR
22 MANUFACTURING, INC., a Texas
23 corporation; JOHNSON ELECTRIC, INC., a
24 Nevada corporation; KNIPP BROTHERS,
25 INC. dba KBI CONSTRUCTION, an Arizona
26 corporation; K&K DOOR & TRIM, LLC, a
27 Nevada limited-liability company; K&K
28 FRAMERS, LLC, a Nevada limited-liability
company; KENNINGTON PLASTERING
NEVADA, a Nevada corporation; LARRY
METHVIN INSTALLATIONS, INC., a
California corporation; LAS VEGAS
CULTURED MARBLE, INC., a Nevada
corporation; MASCO CABINETRY, LLC, a
Michigan limited-liability company;
MERILLAT INDUSTRIES, INC., a Michigan
corporation; THE MASONRY GROUP
NEVADA, INC., a Nevada corporation;
NEVADA COUNTERTOP CORPORATION,
a Nevada corporation; POWER HOUSE
PLASTERING, a Nevada corporation;
HIRSCHI MASONRY, LLC, a Nevada
limited-liability company, NEVADA STAIRS,
INC., a Nevada corporation; NEW CRETE,
LLC, a Nevada limited-liability company;
PETERSEN-DEAN, INC., a California
company; QUALITY BUILT, LLC, a
California limited-liability company;
QUALITY WOOD PRODUCTS, LTD., a
Nevada corporation; RED ROCK
MECHANICAL, LLC, a Nevada limited
liability company; WEST COAST AIR
CONDITIONING, LLC, a Nevada limited-
liability company; REPUBLIC ELECTRIC,
INC., a Nevada corporation; ROADRUNNER

1 DRYWALL CORP., a Nevada corporation;
2 SBS CONSTRUCTION, INC., a Nevada
3 corporation; SELECTBUILD
4 CONSTRUCTION, INC., a Delaware
5 corporation; SILVER STATE STEEL
6 GROUP, INC., a Nevada corporation;
7 SIERRA AIR CONDITIONING, INC., a
8 Nevada corporation; SILVER STATE
9 FIREPLACES, INC., a Nevada corporation;
10 SOUTHWEST GLAZING & WINDOWS,
11 LLC, a Nevada limited-liability company;
12 STATE INSULATION, LLC, a Nevada
13 limited-liability company; SUN CITY
14 LANDSCAPES & LAWN MAINTENANCE,
15 INC., a Nevada corporation; SUNRISE
16 CARPENTRY, INC., an Arizona corporation;
17 T AND F MARBLE & GRANITE, INC., a
18 Nevada corporation; AMERICAN
19 WOODMARK CORP. dba TIMBERLAKE
20 CABINET COMPANY, a Nevada corporation;
21 AMENDE' CABINET CORPORATION dba
22 TIMBERLAKE CABINET COMPANY, a
23 Virginia corporation; T&R PAINTING AND
24 DRYWALL, LLC, a Nevada limited-liability
company; T&R CONCRETE REPAIR AND
DESIGN, INC., a Utah corporation; TITAN
STAIRS & TRIM, INC., a Nevada
corporation; TOWER BUILDERS, LLC, a
Nevada limited-liability company; TRI-CITY
DRYWALL, INC., a Nevada corporation;
ULTIMATE ELECTRONICS, INC., a
Delaware corporation; UNIQUE-SCAPE AND
DESIGN, a Nevada corporation; VALENTE
CONCRETE, LLC, a Nevada limited-liability
company; WESTERN SHOWER DOOR,
INC., a Nevada corporation; WEST COAST
COUTERTOPS, INC., a Nevada
corporation; WEST COAST PROPERTY
CONSULTANTS, INC., a California
corporation; WESTCOR CONSTRUCTION, a
Nevada corporation; XO WINDOWS
NEVADA, LLC, a Nevada corporation; and
ZEPEDA BROS. PAINT & DRYWALL,
LLC, a Nevada limited-liability company,

Third-Party Defendants.

25 It is hereby stipulated and agreed to between Defendants/Third-Party Plaintiffs U.S. Home
26 Corporation and Greystone Nevada, LLC, by and through their attorney of record Sarah J. Odia of
27 the law firm of PAYNE & FEARS, LLP and Third-Party Defendant Sierra Air Conditioning, Inc.
28 by and through its attorneys of record Charlie Luh, Esq. and David R. Gordon, Esq. of the law

1 firm of LUH & ASSOCIATES that the Third-Party Complaint against Sierra Air Conditioning,
2 Inc. is hereby dismissed with prejudice, along with any and all claims against Sierra Air
3 Conditioning, Inc. in this matter, each party is to bear their own attorneys' fees and costs.

4 Local Rule 7-1(c) states that "A stipulation that has been signed by fewer than all the
5 parties or their attorneys will be treated—and must be filed—as a joint motion." This stipulation is
6 between the third-party plaintiffs and only one of the several third-party defendants in this case.
7 Accordingly, it should be treated as joint motion under LR 7-1(c).

8 DATED this 15th day of June, 2018

9 PAYNE & FEARS LLP

10 By /s/ Sarah J. Odia

11 SARAH J. ODIA, NV Bar No. 11053
12 6385 S. Rainbow Blvd, Suite 220
13 Las Vegas, Nevada 89118
14 Tel. (702) 851-0300

15 Attorneys for Defendants and Third-Party Plaintiffs
16 U.S. HOME CORPORATION
17 and GREYSTONE NEVADA, LLC

18 DATED this 15th day of June, 2018

19 LUH & ASSOCIATES

20 By /s/ David Ross Gordon

21 Charlie Luh, NV Bar No. 6726
22 David Ross Gordon, NV Bar No. 11579
23 8987 W. Flamingo Rd., Ste. 100
24 Las Vegas, NV 89147
25 702-367-8899

26 Attorneys for Third-Party Defendant
27 SIERRA AIR CONDITIONING, INC.
28

ORDER

Local Rule 7-1(c) states that “A stipulation that has been signed by fewer than all the parties or their attorneys will be treated—and must be filed—as a joint motion.” This stipulation is between the third-party plaintiffs and only one of the several third-party defendants in this case. Accordingly, it should be treated as a joint motion under LR 7-1(c).

Based on the stipulation/joint motion of third-party U.S. Home Corporation and Greystone Nevada, LLC; and third-party defendant, Sierra Air Conditioning, Inc., and good cause appearing, IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that all claims against Sierra Air Conditioning, Inc. are DISMISSED with prejudice, each party to bear its own fees and costs.

DATED this 24th day of July, 2019.



RICHARD F. BOULWARE, II
UNITED STATES DISTRICT JUDGE